



Docket No.: 44319-051

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10-25-02
#11/Response
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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of : **RESPONSE UNDER 37 CFR 1.116**
Akio YAMANISHI : **EXPEDITED PROCEDURE**
Serial No.: 09/536,762 : Group Art Unit: 3736
Filed: March 28, 2000 : Examiner: Kremer, M.
For: TRANSCUTANEOUS BILIRUBIN CONCENTRATION MEASURING APPARATUS
AND A MEASUREMENT DATA CHECKING PLATE FOR USE WITH THE SAME

RESPONSE UNDER 37 CFR 1.116

Box AF
Commissioner for Patents
Washington, DC 20231

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Sir:

The following remarks are submitted in response to the Official Action mailed June 19, 2002. Claims 1-12 are now active in this application.

The indication that claim 3 is allowable, and that claim 11 is objected to, but would be allowable if rewritten in independent form including all of the limitations of the base claim and any intervening claims, is acknowledged and appreciated.

REJECTION OF CLAIMS UNDER 35 U.S.C. § 102 AND § 103

Claims 1, 2 and 12 are rejected under 35 U.S.C. § 102(e) as being anticipated by Robinson.

Claims 4-9 are rejected under 35 U.S.C. § 103(a) as being unpatentable over Robinson.